

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S2111–S2198*

**Measures Introduced:** Ten bills were introduced, as follows: S. 534–543. **Page S2148**

**Measures Reported:**

S. 177, to further the purposes of the Reclamation Projects Authorization and Adjustment Act of 1992 by directing the Secretary of the Interior, acting through the Commissioner of Reclamation, to carry out an assessment and demonstration program to control salt cedar and Russian olive. (S. Rept. No. 109–15)

S. 178, to provide assistance to the State of New Mexico for the development of comprehensive State water plans. (S. Rept. No. 109–16)

S. 214, to authorize the Secretary of the Interior to cooperate with the States on the border with Mexico and other appropriate entities in conducting a hydrogeologic characterization, mapping, and modeling program for priority transboundary aquifers. (S. Rept. No. 109–17)

S. 229, to clear title to certain real property in New Mexico associated with the Middle Rio Grande Project. (S. Rept. No. 109–18) **Pages S2147–48**

**Bankruptcy Reform Act:** Senate resumed consideration of S. 256, a bill to amend title 11 of the United States Code, taking action on the following amendments proposed thereto: **Pages S2111–43**

**Adopted:**

Leahy Modified Amendment No. 26, to restrict access to certain personal information in bankruptcy documents. **Pages S2139–43**

**Withdrawn:**

By 46 yeas to 49 nays (Vote No. 26), Kennedy Amendment No. 44, to amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage. **Pages S2113–22, S2125–32**

By 38 yeas to 61 nays (Vote No. 27), Santorum Amendment No. 128, to promote job creation, family time, and small business preservation in the adjustment of the Federal minimum wage. **Pages S2122–25, S2132–33**

Pursuant to the order of March 3, 2005, the above actions were vitiated. **Pages S2132–33**

Feinstein Amendment No. 19, to enhance disclosures under an open end credit plan. **Page S2133**

**Pending:**

Dorgan/Durbin Amendment No. 45, to establish a special committee of the Senate to investigate the awarding and carrying out of contracts to conduct activities in Afghanistan and Iraq and to fight the war on terrorism. **Page S2111**

Pryor Amendment No. 40, to amend the Fair Credit Reporting Act to prohibit the use of any information in any consumer report by any credit card issuer that is unrelated to the transactions and experience of the card issuer with the consumer to increase the annual percentage rate applicable to credit extended to the consumer. **Page S2111**

Reid (for Baucus) Amendment No. 50, to amend section 524(g)(1) of title 11, United States Code, to predicate the discharge of debts in bankruptcy by an vermiculite mining company meeting certain criteria on the establishment of a health care trust fund for certain individuals suffering from an asbestos related disease. **Page S2111**

Dodd Amendment No. 52, to prohibit extensions of credit to underage consumers. **Page S2111**

Dodd Amendment No. 53, to require prior notice of rate increases. **Page S2111**

Kennedy (for Leahy/Sarbanes) Amendment No. 83, to modify the definition of disinterested person in the Bankruptcy Code.

Harkin Amendment No. 66, to increase the accrual period for the employee wage priority in bankruptcy. **Page S2125**

Dodd Amendment No. 67, to modify the bill to protect families. **Pages S2133–34**

Kennedy Amendment No. 68, to provide a maximum amount for a homestead exemption under State law. **Page S2134**

Kennedy Amendment No. 69, to amend the definition of current monthly income. **Page S2134**

Kennedy Amendment No. 70, to exempt debtors whose financial problems were caused by failure to receive alimony or child support, or both, from means testing. **Page S2134**

Kennedy Amendment No. 72, to ensure that families below median income are not subjected to means test requirements. **Page S2134**

Kennedy Amendment No. 71, to strike the provision relating to the presumption of luxury goods.

Page S2134

Kennedy Amendment No. 119, to amend section 502(b) of title 11, United States Code, to limit usurious claims in bankruptcy.

Page S2134

Akaka Amendment No. 105, to limit claims in bankruptcy by certain unsecured creditors.

Page S2134

Feingold Amendment No. 87, to amend section 104 of title 11, United States Code, to include certain provisions in the triennial inflation adjustment of dollar amounts.

Page S2135

Feingold Amendment No. 88, to amend the plan filing and confirmation deadlines.

Page S2135

Feingold Amendment No. 89, to strike certain small business related bankruptcy provisions in the bill.

Page S2135

Feingold Amendment No. 90, to amend the provision relating to fair notice given to creditors.

Page S2135

Feingold Amendment No. 91, to amend section 303 of title 11, United States Code, with respect to the sealing and expungement of court records relating to fraudulent involuntary bankruptcy petitions.

Pages S2135–36

Feingold Amendment No. 92, to amend the credit counseling provision.

Page S2136

Feingold Amendment No. 93, to modify the disclosure requirements for debt relief agencies providing bankruptcy assistance.

Pages S2136–37

Feingold Amendment No. 94, to clarify the application of the term disposable income.

Page S2137

Feingold Amendment No. 95, to amend the provisions relating to the discharge of taxes under chapter 13.

Page S2137

Feingold Amendment No. 96, to amend the provisions relating to chapter 13 plans to have a 5-year duration in certain cases and to amend the definition of disposable income for purposes of chapter 13.

Page S2137

Feingold Amendment No. 97, to amend the provisions relating to chapter 13 plans to have a 5-year duration in certain cases and to amend the definition of disposable income for purposes of chapter 13.

Page S2137

Feingold Amendment No. 98, to modify the disclosure requirements for debt relief agencies providing bankruptcy assistance.

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Feingold Amendment No. 99, to provide no bankruptcy protection for insolvent political committees.

Pages S2137–38

Feingold Amendment No. 100, to provide authority for a court to order disgorgement or other remedies relating to an agreement that is not enforceable.

Page S2138

Feingold Amendment No. 101, to amend the definition of small business debtor.

Page S2138

Talent Amendment No. 121, to deter corporate fraud and prevent the abuse of State self-settled trust law.

Page S2138

Schumer Amendment No. 129 (to Amendment No. 121), to limit the exemption for asset protection trusts.

Pages S2138–39

Durbin Amendment No. 110, to clarify that the means test does not apply to debtors below median income.

Page S2139

Durbin Amendment No. 111, to protect veterans and members of the armed forces on active duty or performing homeland security activities from means testing in bankruptcy.

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Durbin Amendment No. 112, to protect disabled veterans from means testing in bankruptcy under certain circumstances.

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A unanimous-consent agreement was reached providing for further consideration of the bill at 9:45 a.m., on Tuesday, March 8, 2005.

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**Measures Read First Time:** Pages S2147, S2197

**Additional Cosponsors:** Pages S2148–49

**Statements on Introduced Bills/Resolutions:** Pages S2149–71

**Additional Statements:** Pages S2145–47

**Amendments Submitted:** Pages S2171–97

**Notices of Hearings/Meetings:** Page S2197

**Authority for Committees to Meet:** Page S2197

**Privilege of the Floor:** Page S2197

**Record Votes:** Two record votes were taken today. (Total—27) Pages S2132, S2133

**Adjournment:** Senate convened at 2 p.m., and adjourned at 7:32 p.m., until 9:45 a.m., on Tuesday, March 8, 2005. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on pages S2197–98.)

## Committee Meetings

(Committees not listed did not meet)

### COMMITTEE ORGANIZATION

*Committee on Appropriations:* Committee announced the following subcommittee assignments:

*Subcommittee on Agriculture, Rural Development, and Related Agencies:* Senators Bennett (Chair), Cochran, Specter, Bond, McConnell, Burns, Craig, Brownback, Kohl, Harkin, Dorgan, Feinstein, Durbin, Johnson, and Landrieu.

*Subcommittee on Commerce, Justice, and Science:* Senators Shelby (Chair), Gregg, Stevens, Domenici,